

OFFICIAL COPY

Fresno, California

June 11, 2002

The City Council met in regular session at the hour of 8:33 a.m. in the Council Chambers, City Hall, on the day above written.

Present:	Tom Boyajian	Councilmember
	Brian Calhoun	Councilmember
	Brad Castillo	Acting President
	Jerry Duncan	Councilmember
	Sal Quintero	Councilmember
	Dan Ronquillo	Councilmember
	Henry Perea	Council President

Dan Hobbs, City Manager
Hilda Cantu Montoy, City Attorney
Becky Klisch, City Clerk
Yolanda Salazar, Assistant City Clerk

Father Vahan Gosdanian, Holy Trinity Armenian Apostolic Church gave the invocation and led the Pledge of Allegiance to the Flag.

PROCLAMATION OF JENIFER ALCORN DAY - COUNCILMEMBER QUINTERO

PROCLAMATION OF CHANDLER AIRPORT'S FATHER'S DAY FLY-IN DAY - COUNCILMEMBER RONQUILLO

RESOLUTIONS OF COMMENDATION TO FIRE CAPT. MILES TALMAGE, FIREFIGHTER SPECIALIST ANTHONY MILIRIDES FIREFIGHTER JEFFREY ROE AND FIREFIGHTER ANDREW NOEL - PRESIDENT PEREA

The above proclamations and resolutions were read and presented.

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APPROVE MINUTES OF JUNE 4 AND 5, 2002

On motion of Acting President Castillo, seconded by Councilmember Quintero, duly carried, RESOLVED, the minutes of June 4 and 5, 2002, approved as submitted.

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APPROVE AGENDA:

DIRECT STAFF TO SCHEDULE ON THE JUNE 25TH AGENDA AT 10:30 A.M.: “DIRECT STAFF TO EVALUATE COMMERCIAL SOLID WASTE FRANCHISE OPPORTUNITIES, WITH ANALYSIS TO FOCUS ON COMMERCIAL OPPORTUNITIES ONLY, AND RETURN TO COUNCIL WITHIN 90 DAYS WITH OPTIONS AND RECOMMENDATION - COUNCILMEMBER DUNCAN

Direction made.

REQUEST FOR FUNDING FOR CALWA PARK SWIMMING POOL - COUNCILMEMBER QUINTERO
(DISCUSSED AGAIN LATER IN THE MEETING)

Councilmember Quintero gave a brief overview of the issue including Council’s past funding contribution and advised \$50,000 was needed to keep the pool open on a daily basis and citing the recent revelations on the fiscal problems of Calwa Park made a motion to appropriate \$30,000 from the general fund to provide funding to open and maintain the pool to provide a very necessary recreational service to the children of southeast Fresno, which motion was seconded by Councilmember Ronquillo. President Perea clarified this was not an agenda item and recommended the item be scheduled for the next meeting or bring it up during the budget hearing this date. Councilmember Quintero requested the funds be appropriated this fiscal year or the pool would have to close. After brief discussion it was determined to hear the matter later during the budget hearing.

Councilmember Calhoun expressed concern stating the issue was not noticed and the park was not a city facility and stated the city attorney should check into the matter to see if this was an appropriate request. Councilmembers Ronquillo and Boyajian spoke in support of the request stating it would be appropriate to fund with CDBG or general fund monies and emphasized this was about children.

(10:15 A.M.) HEARING REGARDING CITY OF FRESNO COMMUNITY FACILITIES DISTRICT NO. 2 AND AUTHORIZING THE LEVY OF A SPECIAL TAX (CONTINUE TO 2:00 P.M. #1)

Continued as noted.

(10:30 A.M.) REGARDING ALTERATION OF SERVICES FOR FINAL TRACT NO. 4723 OF ANNEXATION NO. 23 OF CITY OF FRESNO COMMUNITY FACILITIES DISTRICT NO. 2 (CONTINUE TO 2:00 P.M. #2)

Continued as noted.

(11:10 A.M.) HEARING TO CONSIDER RESOLUTION OF PUBLIC USE AND NECESSITY FOR ACQUISITION OF STREET EASEMENTS AT THE INTERSECTION OF E. SHAW AND N. FRESNO STREET (CONTINUE TO 2:00 P.M. #3)

Continued as noted.

On motion of Councilmember Quintero, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the **AGENDA** hereby approved, by the following vote:

Ayes : Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes : None
Absent : None

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ADOPT CONSENT CALENDAR:

(1-A) RESOLUTION NO. 2002-186 - AUTHORIZING CITY TO SUBMIT THE \$2.5 MILLION LEAD-BASED PAINT HAZARD CONTROL GRANT PROGRAM APPLICATION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD), AND AUTHORIZE THE CITY MANAGER, UPON CITY ATTORNEY APPROVAL AS TO FORM, TO SIGN ALL NECESSARY DOCUMENTS AND AGREEMENT TO IMPLEMENT THE GRANT, IF AWARDED

(1-B) APPROVE ACQUISITION OF A STREET EASEMENT FROM PROPERTY AT 1434 W. MILLBRAE FOR THE PRICE OF \$11,799 FOR IMPROVEMENTS TO THE FRUIT AND HERNDON INTERSECTION, AND AUTHORIZE THE PUBLIC WORKS DIRECTOR TO EXECUTE ALL DOCUMENTS NECESSARY TO COMPLETE THE PURCHASE THROUGH ESCROW

(1-C) INITIATE PROCEEDINGS FOR THE ANNUAL LEVY OF ASSESSMENTS FOR LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1

1. RESOLUTION NO. 2002-187 - INITIATING PROCEEDINGS FOR THE ANNUAL LEVY OF ASSESSMENTS

2. RESOLUTION NO. 2002-188 - INTENT TO LEVY AND COLLECT THE ANNUAL ASSESSMENTS

(1-D) APPROVE A LEASE AGREEMENT WITH HERMAN TOEWS FOR PROPERTY LOCATED AT 1623, 1627 AND 1631 "E" STREET FOR USE AS A RECORDS STORAGE FACILITY (CITY RECORDS CENTER), AND AUTHORIZE THE CITY MANAGER/DESIGNEE TO SIGN THE LEASE AGREEMENT AS APPROVED

(1-E) APPROVE THE PREPAYMENT OF THE 1991 SEWER SYSTEM REVENUE BONDS ON AUGUST 1, 2002, IN THE AMOUNT OF \$6,400,000

(1-F) AWARD A CONTRACT TO INSITUFORM TECHNOLOGIES, INC., OF CHESTERFIELD, MISSOURI, IN THE AMOUNT OF \$452,154 TO REPAIR AND REHABILITATE MEDIUM-SIZED SEWER TRUNK LINES IN GARLAND AVENUE

(1-G) AWARD A CONTRACT TO SAFETY STRIPING SERVICE, INC., OF GOSHEN, CA, FOR THE BASE BID INCLUDING THERMOPLASTIC STRIPING, WITHOUT THE DEDUCTIVE ALTERNATE FOR PAINTED STRIPING, IN THE AMOUNT OF \$261,541.60 TO CONSTRUCT BIKE LANES IN WEST CENTRAL FRESNO, CENTRAL NORTHEAST FRESNO, SOUTHWEST FRESNO AND SOUTHEAST FRESNO

(1-H) AWARD A CONTRACT TO INSITUFORM TECHNOLOGIES, INC. OF CHESTERFIELD, MISSOURI, IN THE AMOUNT OF \$1,786,399 TO REPAIR AND REHABILITATE MEDIUM-SIZED SEWER TRUNK LINES IN WINERY, DAKOTA AND PEACH AVENUES

(1-I) AWARD A CONTRACT TO LOCKWOOD GENERAL ENGINEERING, INC., OF VISALIA, CA, FOR THE BASE BID INCLUDING THERMOPLASTIC STRIPING, WITHOUT THE DEDUCTIVE ALTERNATE FOR PAINTED STRIPING, IN THE AMOUNT OF \$110,859.22 TO CONSTRUCT BIKE LANES IN NORTHWEST FRESNO

(1-J) AWARD A CONTRACT TO CENTRAL VALLEY TRUCK CENTER OF FRESNO IN THE AMOUNT OF \$98,166.25 FOR ONE (1) NEW CLASS 6 TRUCK WITH SCISSOR LIFT

(1-K) * RESOLUTION NO. 2002-189 - 104TH AMENDMENT TO AAR 01-200 APPROPRIATING \$159,500 TO COMPLETE FUNDING FOR INSTALLATION OF A 12" RAW WATER MAIN FROM PUMP STATION 224 TO PUMP STATION 153 LOCATED ON E. BUTLER AVENUE

1. AWARD A CONTRACT TO SCHEIDT, HAYDON & HALL, INC., OF FRESNO IN THE AMOUNT OF \$159,417 TO FURNISH AND INSTALL THE 12" RAW WATER MAIN IN E. BUTLER AVENUE

(1-L) AWARD A CONTRACT TO GRAHAM PREWETT, INC., OF FRESNO, IN THE AMOUNT OF \$199,999 TO RE-ROOF VARIOUS BUILDINGS AT THE IVY COMMUNITY CENTER

(1-N) RESOLUTION NO. 2002-190 - APPROVING THE CONTINUATION OF AN AGREEMENT FROM 6/30/02, TO 6/30/03, BETWEEN THE CITY OF FRESNO AND THE FRESNO COUNTY PROBATION DEPARTMENT TO PROVIDE CRIME PREVENTION SERVICES AT CARVER ELEMENTARY AND TEHIPITE MIDDLE SCHOOL, AND AUTHORIZING THE EXECUTION OF DOCUMENTS

(1-O) RESOLUTION NO. 2002-191 - APPROVING THE SUBMISSION OF THE APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS) FOR THE COPS IN SCHOOLS RESOURCE OFFICERS, AND AUTHORIZING THE EXECUTION OF ANY RELATED DOCUMENTS

1. AUTHORIZE THE POLICE CHIEF TO NEGOTIATE AGREEMENTS WITH CLOVIS UNIFIED, WEST FRESNO AND CENTRAL UNIFIED SCHOOL DISTRICTS TO REIMBURSE THE CITY FOR THE MATCH REQUIREMENT AND OTHER OPERATIONAL EXPENSES

(1-P) ACCEPT THE FINDING OF A MITIGATED NEGATIVE DECLARATION FOR ENVIRONMENTAL ASSESSMENT NO. A-01-29, R-01-51, C-02-02 THAT THE REORGANIZATION WILL NOT HAVE A SIGNIFICANT ADVERSE EFFECT UPON THE ENVIRONMENT AS PREVIOUSLY ADOPTED BY COUNCIL ON MAY 14, 2002

1. * RESOLUTION NO. 2002-192 - APPLYING TO LAFCO IN THE MATTER OF THE PROPOSED RIALTO-BLACKSTONE NO. 3B REORGANIZATION FOR THE DETACHMENT OF CERTAIN TERRITORY FROM THE NORTH FRESNO FIRE PROTECTION DISTRICT AND THE KINGS RIVER CONSERVATION DISTRICT AND ANNEXATION OF THE SAME TERRITORY TO THE CITY OF FRESNO

On motion of Acting President Castillo, seconded by Councilmember Quintero, duly carried, RESOLVED, the above entitled **CONSENT CALENDAR** hereby adopted, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

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CONTESTED CONSENT CALENDAR:

(1-M) RESOLUTION NO. 2002-193 - APPROVING THE FINAL MAP OF TRACT NO. 5066 AND ACCEPTING DEDICATED PUBLIC USES THEREIN, PROPERTY LOCATED NORTH OF E. KINGS CANYON ROAD AT THE N. ARMSTRONG AVENUE ALIGNMENT (LOCATED IN DISTRICT 5)

Upon question of Councilmember Quintero, Jim Tsuruoka, Yamabe & Horn, on behalf of the developer, stated the final map did take into consideration the trees in the immediate area, the subdivision was designed to avoid the trees, and tree preservation would be addressed in the next phase of the map.

On motion of Councilmember Quintero, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the above entitled Resolution No. 2002-193 hereby adopted; the Public Works Director authorized to execute the Subdivision Agreement, Deed of Avigation Easement, Statement of Covenants Affecting Land Development for Temporary Storm Drain Facilities, Statement of Covenants Affecting Land Development for Temporary Off-Site Street Facilities, and the Statement of Covenants Affecting Land Development for Landscape Maintenance; and the Planning and Development Director authorized to execute the Statement of Covenants Affecting Land Development Deferring Certain Sewer Connection Charges, Water Connection Charges, Urban Growth Management Fees and Development Fees to the Time of Issuance of Certificate of Occupancy and Creation of Lien, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

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(9:00 A.M.) CONTINUED HEARING ON THE FY 2003 BUDGET

Councilmember Calhoun noted a lease agreement for the City's records center was just approved with Consent Item 1-D and advised funding for the center to operate was overlooked as stated in the memo to Council from the City Clerk.

MOTION - Councilmember Calhoun/Duncan - Allocate \$40,000 to the City Clerk's budget as a result of Council action taken approving a lease agreement for property to be used as the City's records center.

Upon question of President Perea, Controller Quinto advised the cost for the storage would be allocated to all city departments. Councilmember Ronquillo stated this was a good move and requested staff inform him if anyone was interested in renting the current records center building, questioned if staff looked elsewhere for the new center stating he knew of a sizeable building in Chinatown that could be rented out for 25 cents a square foot to the City, and requested staff identify the square foot cost for the new building to get a better cost for the city.

At this point budget proceedings were briefly interrupted for the following item:

APPEARANCE BY STUDENTS FROM THE SUN EMPIRE ELEMENTARY SCHOOL STUDENT COUNCIL

Appearance made with the students performing the song "God Bless the USA".

CITY MANAGER'S OFFICE:

City Manager Hobbs gave an overview of the department including accomplishments, FY 03 issues **(2 - 0)**, the proposed budget and authorized positions, conversions, and retitling of positions. President Perea commended Mr. Hobbs for all his accomplishments and moving the city forward at a very fast pace. Mr. Hobbs thanked Council for their collaboration and the Mayor for his leadership.

Barbara Hunt, 2475 S. Walnut, spoke to various issues.

Councilmember Ronquillo commended Mr. Hobbs and his staff and their overall accomplishments and spoke to various issues including business parks, neighborhood needs, leveraging federal dollars and partnering with the Redevelopment Agency, and economic development.

Mr. Hobbs clarified issues and responded to questions of President Perea relative to the proposed elimination of the Ombudsman and Community Outreach Coordinator positions, conversion of one of those positions to a Deputy City Manager, how the city manager's office would be impacted if the salary savings from the elimination of the two positions were returned to the general fund, and if actual people were currently in those positions.

MOTION - President Perea/Castillo - Eliminate Ombudsman position being converted to a Management Analyst

Mr. Hobbs and Budget Manager Lynch responded to additional questions of President Perea and/or clarified issues relative to the savings with the elimination of the position, what dollars were used to create the new Management Analyst II position, what new clerical positions were being added, and conversion of a grant writer to a management analyst including history of the position. There was no further discussion.

CITY COUNCIL:

Councilmember Calhoun commented on and presented questions relative to unfunded needs and concern with the way it was presented in the budget, District 2 having unfunded needs, concern with Council not being asked for their input, accomplishments and whether they were to be identified by district or combined, need for more continuity in budget preparation and for Council's input/review on what is being proposed, the sharp increases in ID billing charges in the areas of human resources and ISD department, need to revisit the issue of ID billing in the future, and concern with the additional \$300.00 to cover increased proposed costs in Council's budgets with Councilmember Calhoun stating the amount was a joke.

MOTION - Councilmember Calhoun/Duncan - Eliminate the vacant temporary Administrative Clerk in the 8th budget; divide salary/fringe savings in the amount of \$21,922 equally among the seven council district to assist with increased ID billing charges.

MOTION - Councilmember Calhoun/Duncan - Effective 12/31/02, eliminate the Executive Analyst to the Council President position; place salary/fringe benefits into an 8th Council support budget specific contingency to allow the next Council to designate the best use of the funds; and duties currently provided by the Council Analyst to be transferred to the Senior Secretary position.

Councilmember Calhoun stressed his motion to eliminate the executive analyst in no way reflected on the incumbent in the position and requested clarification on recent news that the first weeks' salaries for FY 03 were inadvertently omitted in the budget, with Controller Quinto responding. City Manager Hobbs responded to Councilmember Calhoun's comments on ISD charges and on the \$300 for increases, and pointed out the Mayor was proposing \$35,000 be added to Council budgets for infrastructure improvements, with Councilmember Calhoun clarifying he was talking about operating budgets.

MOTION - Councilmember Quintero/Castillo - Rescind 15% cap on social services funding in council infrastructure budgets.

Upon question of Councilmember Boyajian, City Attorney Montoy clarified issues relative to compensation/salary/cost of living increase for the city council, current study being undertaken by the civil service board and their recommendations coming to council, and budgeting funds in contingency.

MOTION - Councilmember Boyajian/Calhoun - Place funds into council contingency budget for possible cost of living adjustment pending support of the civil service board.

Discussion ensued with Councilmembers Boyajian, Ronquillo and President Perea commenting on various issues and/or expressing concerns relative to decrease in neighborhood project funds, unfunded needs, opposition to the motion to eliminate the Executive Analyst position, council's salary including need to be fairly compensated and suggestion to base council's salary on a certain percentage of the city manager or city attorney's salary, and the \$1.7 million dollar shortfall and concern with Council continuing to add motions. Controller Quinto advised Councilmember Calhoun that options to address the shortfall would be given at the conclusion of the budget hearing.

Acting President Castillo commented on the issues of ISD billing to the city council for FY 02, the 121% increase for FY 03, and ISD increasing their operating budget by 17% **(3 - 0)**.

MOTION - Acting President Castillo/Ronquillo - ISD billing charges to the city council's operating budget reflect no more than a 17% increase as compared to last year's fees.

Upon request, Ms. Quinto clarified issues relative to the billing charges. Acting President Castillo commented on the EDC contract, his request to staff for information on the number of jobs created with the city's investment, information submitted by staff and his familiarity with the "numbers game", and the need to hold EDC accountable.

MOTION - Acting President Castillo/Quintero - Place \$150,000 of the \$300,000 funding for EDC into contingency pending mid-year review and receipt of a business plan from EDC to create jobs.

Mr. Hobbs stated staff and EDC Director Sparr were working on Acting President Castillo's request for information.

Councilmember Duncan spoke in support of Councilmember Calhoun's motions and reorganization plan and stated he, too, was concerned with the \$1.7 million shortfall and the new spending being proposed adding he hoped public safety would continue to be the number one priority.

Councilmember Ronquillo commented on the need to coordinate and distinguish Council and bureaucratic staffing and duties stating he would rather see his staffers in Sacramento or Washington working on grants versus performing clerical work and answering calls meant for other city departments. President Perea stated although he supported Council taking a leadership role to make government more efficient he did not feel it was appropriate to eliminate the Council analyst stating the position was critical to provide council with information adding if the position was eliminated he hoped the savings would go back into the general fund and not council budgets.

MOTION - President Perea/Castillo - Do not add an additional \$25,000 to the Economic Development Corp. (EDC)

Councilmember Ronquillo recommended the enterprise fund be the funding source for his motion made yesterday under General City Purpose for Fulton Mall art restoration, and commented on and explained the purpose of the CURE organization.

MOTION - Councilmember Ronquillo/Perea - Appropriate \$40,000 to CURE (Coalition for Urban Renewal Excellence) for in-fill housing needs.

There was no further discussion on the City Council budget.

RECESS - 10:31 A.M. - 10:42 A.M.

CONVENTION CENTER:

Convention Center Director Valdez gave a brief overview of his department's budget, commented on Vision 2010 and the downtown strategy and team all coming together, and stated the largest issue in FY 03's budget was the CVB's funding as they were an important of the convention center' marketing program.

Barbara Hunt, 2475 S. Walnut, spoke to various issues.

Councilmember Ronquillo urged staff do everything possible to prohibit construction of a parking facility behind the Selland arena stressing the arena would need to expand in the future. Mr. Valdez and City Manager Hobbs responded to questions of Councilmember Boyajian relative to plans to mitigate the loss of Fresno State basketball, if organizations felt the convention center's facilities were inadequate for conferences, and if staff was working with the Diamond Group/Grizzlies on concerts and making the stadium viable. Councilmember Duncan stated he was not worried about the Falcons leaving and explained, commended Mr. Valdez on the operation of the center, and spoke in support of the Fresno Frenzy stating it was a positive experience. Councilmember Ronquillo stated the Falcons were more of a liability to the city and spoke to other successful events and how he saw Fresno as an entertainment city.

Mr. Valdez, Controller Quinto, Mr. Hobbs, Budget Manager Lynch and City Attorney Montoy responded to questions of Acting President Castillo, President Perea and Councilmember Boyajian and/or clarified issues relative to what staff was doing relative to the Save Mart arena booking as many events as they can, the agreement with Fresno State basketball for improvements and associated payments, the transit occupancy room tax (TOT) (**4 - 0**), total TOT revenues, TOT contributions from the general fund to the convention center and CVB, convention center debt service deficit and nature of that fund, carrying over the debt, bond debt service for the exhibit hall expansion and what the annual payment was, why there was a deficit, and perception of revenue streams to mitigate the deficit being transferred to other departments. There was no further discussion.

RECESS - 10:31 A.M. - 10:42 A.M.

CONVENTION AND VISITORS BUREAU (CVB)

Assistant City Manager Souza thanked all involved in preparing the report previously submitted to Council on options for Convention Center marketing, gave an overview of the report and five options, and advised the report was presented to the Mayor who felt the city should pursue additional studies of the private sector model for marketing activities.

Speaking in support of the CVB, continued funding, and their work and accomplishments were: Lloyd Kennedy, CVB Executive Director; Margie Cooper, CVB President; Gordon Webster, CVB Board, 1315 Van Ness; Ben Ewell, new board member; Jim Pardini, CVB Board, 2257 W. Shaw; John Herring, 1549 Tollhouse Lane; and Jerry Blum, 2020 W. Alluvial. Barbara Hunt, 2475 S. Walnut, spoke to various issues.

(5 - 0) Councilmember Quintero commented on the CVB funding issue, read into the record a memo dated 4/24/02, faxed to Council from Councilmember Duncan, stated Councilmember Duncan articulated the challenges that have developed over the years and the current and future challenges to be faced, and stated while serving on the CVB board he has seen that the board was willing to change.

MOTION - Councilmember Quintero/Ronquillo - Fund the CVB at the same level as FY 2002 (\$827,300)

Councilmember Ronquillo concurred with Councilmember Quintero and elaborated, and Councilmember Calhoun stated he disagreed and spoke in opposition to the motion stating it was time to seriously consider a City of Fresno CVB and a combined convention center and bureau and elaborated.

City Manager Hobbs, Mr. Souza and Ms. Cooper responded to questions and comments of Councilmember Duncan and/or clarified issues relative to how soon a recommendation would come back to Council if staff moved forward with studying the options, need for staff to provide Council with information relative to the timeline, process and issues, if a three month contract for the CVB would be an appropriate motion, performance standards and disappointment that the board has not submitted recommendations for change, if the board was stuck on the status quo, and Ms. Cooper clarifying the board's willingness to change and do what is necessary to move forward and their difficulty to put any kind of plan in place with their existence being uncertain. Councilmember Duncan responded and spoke in support of staff's recommendation to move forward on the options with a report back in three months stating that would provide the CVB with a status quo contract for three months, and strongly recommended the board offer whatever input they could.

MOTION - Councilmember Duncan/Calhoun - Extend the CVB contract for three (3) months.

Ms. Cooper, Mr. Kennedy, Mr. Souza and Mr. Webster responded to questions of Councilmember Boyajian relative to how often the board met, if they had an agenda, if the board was aware that there were concerns, if any concerns were presented to the board, if any attempt was made to inform the board of concerns, if the board had a chance to react to concerns, need for concerns to be presented to an entity for dialog and changes, history of the CVB,

why control was so important to the city administration, if staff looked at other cities' boards and operations, the board never having an opportunity to talk about and address concerns, and if the board was willing to look at the concern and restructure if necessary. President Perea stated it was clear Council was maintaining its commitment to fund the CVB but the question was whether to continue with the current funding scenario or fund a 90 day interim budget pending a review of the five options. There was no further discussion on the CVB's budget.

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LUNCH RECESS - 12:36 P.M. - 2:13 P.M.

(9:00 A.M. "c") APPEARANCE BY STANLEY McDIVITT, RETIREMENT ADMINISTRATOR, TO DISCUSS THE LOCATION OF THE RETIREMENT OFFICE APPROPRIATIONS IN THE MAYOR'S FISCAL YEAR 2003 BUDGET

Mr. McDivitt spoke in support of the Retirement Office being located in General City Purpose with City Manager Hobbs stating either Personnel Services or GCP were fine with him. Councilmember Calhoun stated it made sense for the office to be placed in GCP and Council left the issue up to Mr. McDivitt and Mr. Hobbs to work out.

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(2:00 P.M. #1) CONTINUED HEARING REGARDING CITY OF FRESNO COMMUNITY FACILITIES DISTRICT (CFD) NO. 2, ANNEXATION NO. 36 - FINAL TRACT MAP NO. 5051

1. RESOLUTION NO. 2002-194 - ANNEXING TERRITORY TO CFD NO. 2 AND AUTHORIZING THE LEVY OF A SPECIAL TAX

2. RESOLUTION NO. 2002-195 - CALLING A SPECIAL MAILED-BALLOT ELECTION

3. RESOLUTION NO. 2002-196 - DECLARING ELECTION RESULTS

4. * BILL NO. B-32 - ORDINANCE NO. 2002-33 - LEVYING A SPECIAL TAX FOR THE PROPERTY TAX YEAR 2002-2003 AND FUTURE TAX YEARS WITHIN AND RELATING TO CFD NO. 2/ANNEXATION #36

President Perea announced the time had arrived to consider the issue and opened the hearing.

Upon call, no one wished to be heard and President Perea closed the hearing.

On motion of Councilmember Calhoun, seconded by Acting President Castillo, duly carried, RESOLVED, the above entitled Resolution Nos. 2002-194, 2002-195 and 2002-196 hereby adopted, and the above entitled Bill No. B-32 adopted as Ordinance No. 2002-33, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

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2:00 P.M. #2) CONTINUED HEARING REGARDING ALTERATION OF SERVICES FOR FINAL TRACT NO. 4723 OF ANNEXATION NO. 32 OF CITY OF FRESNO COMMUNITY FACILITIES DISTRICT (CFD) NO. 2

1. **RESOLUTION NO. 2002-197** - CALLING A SPECIAL MAILED-BALLOT ELECTION
2. **RESOLUTION NO. 2002-198** - DECLARING ELECTION RESULTS
3. **RESOLUTION NO. 2002-199** - ALTERING THE SERVICES OF FINAL TRACT NO. 4723 OF ANNEXATION NO. 32

President Perea announced the time had arrived to consider the issue and opened the hearing.

Upon call, no one wished to be heard and President Perea closed the hearing.

On motion of Councilmember Calhoun, seconded by Councilmember Duncan, duly carried, RESOLVED, the above entitled Resolution Nos. 2002-197, 2002-198 and 2002-199 hereby adopted, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

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(2:00 P.M. #3) CONTINUED HEARING TO CONSIDER A RESOLUTION OF PUBLIC USE AND NECESSITY FOR ACQUISITION OF STREET EASEMENTS AT THE INTERSECTION OF E. SHAW AND N. FRESNO STREET

1. * RESOLUTION NO. 2002-200 - DETERMINING THAT PUBLIC INTEREST AND NECESSITY REQUIRE THE ACQUISITION OF SEVEN STREET EASEMENTS AT THE INTERSECTION OF E. SHAW AND N. FRESNO STREET

President Perea announced the time had arrived to consider the issue and opened the hearing.

Upon call, no one wished to be heard and President Perea closed the hearing.

On motion of President Perea, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the above entitled Resolution No. 2002-202 hereby adopted, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

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(2:00 P.M. #4) BUDGET HEARING REGARDING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOME INVESTMENT PARTNERSHIPS (HOME), AND EMERGENCY SHELTER GRANT (ESG) PROGRAM FUNDS (2000-2003 ANNUAL ACTION PLAN)

1. RESOLUTION - AUTHORIZING THE CITY MANAGER TO SUBMIT THE FY 2003 ANNUAL ACTION PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR CDBG, HOME AND ESG PROGRAM FUNDS, AND AUTHORIZING THE CITY MANAGER, UPON CITY ATTORNEY APPROVAL AS TO FORM, TO SIGN ALL HUD DOCUMENTS AND AGREEMENTS FINALIZING AND IMPLEMENTING THE ANNUAL ACTION PLAN

President Perea announced the time had arrived to consider the issue, opened the hearing, and advised process to determine actual funding amounts for social service agencies would occur late this summer **(6 - 0)**. City Attorney Montoy stated although funding amounts for each organization would not be take place this date the public could address Council on what the total budget for social services should be.

NSD Manager Huseby reviewed the issue as contained in the staff report as submitted and the Annual Action Plan and options at length.

Speaking to the need for social service agency funding were: Roger Palomino, 9628 N. Shenandoah, Kathleen McIntyre, Comprehensive Youth Services and Youth Services Coalition; Barbara Hunt, 2475 S. Walnut; Tim Reese, Marjaree Mason Center Director and Non Profit Council, 1600 M Street; Lisa Abbattista, 921 N. Peach; Kathy Omachi, Chinatown Revitalization, 1433 Kern Street; Lilia Chavez, representing Juvenile Court Judge Smith who submitted and read a letter into the record from Judge Smith; and Gloria Torrez.

Councilmember Boyajian recommended action be delayed one week after the Housing Ad Hoc Committee meets on June 12th as they would be recommending certain elements to the Council, and requested the goals, policies and programs that Council enacted in the Housing Element be incorporated into the Annual Action Plan. NSD Director Hussmann stated there would be no problem with a delay and advised staff would work with the committee.

Mr. Hussmann, Mr. Huseby and City Manager Hobbs responded to questions and comments of Councilmember Ronquillo relative to justification to get funds, if the same formula for distribution of CDBG and HOME funds would be used, need to use federal dollars as enhancement dollars, request for information on what each district is entitled to and breakdown on annual basis for the past five years, inability to justify \$1.2 million going to the police department, and need for equitable distribution of funds based on arguments made to the federal government when seeking funds.

MOTION - Councilmember Quintero/Ronquillo - Appropriate \$30,000 from the general fund to provide funding to open and maintain the Calwa Park pool to provide a necessary recreational service to the children of southeast Fresno

Discussion continued with Controller Quinto, Mr. Huseby, Mr. Hussmann and Mr. Hobbs responding to questions of Councilmember Calhoun relative to whether Fresno city was the only entity that funded social service agencies, if Fresno county also funded agencies **(7 - 0)**, direction to staff to conduct further analysis for future planning purposes on whether Fresno county's dollars were general fund dollars and the city's roll in funding the agencies to get an idea on how much the agencies receive, how often CDBG eligible areas were reviewed, when census statistics for 2000 would be received, the \$655,000 for income/carry-over, original nature of the \$1.5 million carry-over, HOME Program dollar amounts, if the \$6.4 million figure still held for the HOME Program, if any funds from FY 02 were not expended, and if there were any CDBG carry over funds. Councilmember Quintero referenced Sunday's Fresno Bee article and thanked the Fresno-Madera Area Agency on Aging for providing seed money for the senior center

Continued speakers were Anne Goodman, Heaton area resident, who questioned why there was no funding for their neighborhood committee (with the issue being referred to staff); and Keith Kelley, Executive Director, Fresno West Coalition for Economic Development, who spoke to their request for \$425,000 in CDBG funds and the need for the city to start thinking out of the box.

President Perea stated he would be discussing with the Mayor his concerns with some of the fees in Parks, and upon question of Councilmember Calhoun President Perea confirmed no additional dollars were included in the budget beyond what had already been allocated.

Upon call, no one else wished to be heard and President Perea closed the FY 2003 budget hearing including CDBG, HOME and ESG Program funds.

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RECESS FOR BUDGET DELIBERATIONS - 3:33 P.M. TO 4:24 P.M.

MOTIONS THAT INITIATE A SHIFT OF FUNDS TO THE \$1.7 MILLION DEFICIT:

MOTION NO. 1 (POLICE DEPARTMENT) - REALLOCATE REIMBURSEMENTS BY CENTRAL AND FRESNO UNIFIED SCHOOL DISTRICTS (APPROXIMATELY \$390,147) TO AID WITH THE BUDGET SHORTFALL AND SEEK ADDITIONAL REVENUE WITHIN THE POLICE DEPARTMENT TO FUND THE PAROLE APPREHENSION OFFICER POSITIONS

On motion of Councilmember Calhoun, seconded by Acting President Castillo, duly carried, RESOLVED, the above entitled Motion No. 1 hereby approved, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Quintero, Ronquillo
Noes	:	Duncan, Perea
Absent	:	None

MOTION NO. 2 - TOTAL NON-PUBLIC SAFETY POSITIONS TO BE FROZEN AT THE FY 2002 LEVEL; ACTION TO RESULT IN NO REDUCTION IN CITY SERVICES

On motion of Councilmember Duncan, seconded by President Perea, duly carried, RESOLVED, the above entitled Motion No. 2 hereby approved, by the following vote:

Ayes	:	Boyajian, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	Calhoun
Absent	:	None

MOTION NO. 39 (CITY MANAGER) - ELIMINATE MANAGEMENT ANALYST POSITION

On motion of President Perea, seconded by Acting President Castillo, duly carried, RESOLVED, the above entitled Motion No. 39 hereby approved, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

MOTION NO. 45 (H.E.C.D.) - NOT ADD \$25,000 TO THE ECONOMIC DEVELOPMENT CORP. (EDC) BUDGET

On motion of President Perea, seconded by Acting President Castillo, duly carried, RESOLVED, the above entitled Motion No. 45 hereby approved, by the following vote:

Ayes	:	Boyajian, Castillo, Quintero, Ronquillo, Perea
Noes	:	Calhoun, Duncan
Absent	:	None

MOTIONS THAT INITIATE NEW SPENDING WITHOUT IDENTIFYING A FUNDING SOURCE:

MOTION NO. 3 (FIRE DEPARTMENT) - MAINTENANCE BUDGET TO BE INCREASED BY \$100,000

A motion of Councilmember Duncan, seconded by President Perea, to increase the Fire Department maintenance budget by an additional \$100,000 *failed*, by the following vote:

Ayes	:	Castillo, Duncan, Perea
Noes	:	Boyajian, Calhoun, Quintero, Ronquillo
Absent	:	None

MOTION NO. 4 (FIRE DEPARTMENT) - IDENTIFY WHERE BASE DOLLARS ARE AND FIND FUNDS TO ADD TWO (2) THERMAL IMAGING UNITS AT A COST OF \$40,000 OR LESS

On motion of Councilmember Duncan, seconded by President Perea, duly carried, RESOLVED, the above entitled Motion No. 4 hereby approved, by the following vote:

Ayes	:	Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	Boyajian, Calhoun
Absent	:	None

MOTION NO. 14 (PLANNING & DEVELOPMENT DEPARTMENT) - FUND THE TOWER IMPLEMENTATION COMMITTEE GUIDELINES

On motion of Councilmember Boyajian, seconded by Councilmember Quintero, duly carried, RESOLVED, the above entitled Motion No. 14 hereby approved, by the following vote:

Ayes	:	Boyajian, Quintero, Ronquillo, Perea
Noes	:	Calhoun, Castillo, Duncan
Absent	:	None

MOTION NO. 17 (CITY CLERK) - ADD \$12,000 FOR AGENDA SYSTEM

On motion of President Perea, seconded by Councilmember Duncan, duly carried, RESOLVED, the above entitled Motion No. 17 hereby approved, by the following vote:

Ayes	:	Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	Boyajian, Calhoun
Absent	:	None

MOTION NO. 18 (CITY ATTORNEY) - APPROVE REQUESTED POSITIONS AND OPERATIONAL EXPENSES ON PAGE 8 OF CITY ATTORNEY PRESENTATION

Clarification was made on the funding strategy submitted by the city attorney.

On motion of Councilmember Quintero, seconded by Acting President Castillo, duly carried, RESOLVED, the above entitled Motion No. 18 hereby approved, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

MOTION NO. 20 (CITY ATTORNEY) - APPROVE A DEPUTY CITY ATTORNEY POSITION FOR LITIGATION, CONDITIONED ON OUTCOME OF MID YEAR REVIEW AND SAVINGS REALIZED BY THE HIRE

Upon question of Councilmember Ronquillo, Acting President Castillo stated the duties of the position would be solely up to the city attorney and he did not want to give any kind of direction.

On motion of Acting President Castillo, seconded by Councilmember Quintero, duly carried, RESOLVED, the above entitled Motion No. 20 hereby approved, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

MOTION NO. 28 WITHDRAWN (INCREASE EDC CONTRIBUTION TO \$325,000 (\$25,000 INCREASE - JD/CALHOUN)

MOTION NO. 30 (H.E.C.D.) - APPROPRIATE \$20,000 TO AUGMENT THE \$20,000 FROM SBC TO HELP PROMOTE CALIFORNIA'S NEW FRONTIER

A motion of Councilmember Calhoun, seconded by Councilmember Duncan, to appropriate \$20,000 to augment the \$20,000 from SBC to help promote California's New Frontier *failed*, by the following vote:

Ayes	:	Calhoun, Duncan, Quintero
Noes	:	Boyajian, Castillo, Ronquillo, Perea
Absent	:	None

MOTION NO. 32 WITHDRAW (APPROPRIATE NECESSARY FUNDING TO CREATE A PLAN TO CONVERT MCKENZIE INTO A BOULEVARD - DR/TB)

MOTION NO. 37 (CAPITAL PROJECTS) - \$2.3 MILLION TO BE DIRECTED TO NEIGHBORHOOD PROJECTS

Councilmember Ronquillo stated the funds would be divided equally to each district.

On motion of President Perea, seconded by Councilmember Boyajian, duly carried, RESOLVED, the above entitled Motion No. 37 hereby approved, by the following vote:

Ayes	:	Boyajian, Castillo, Quintero, Ronquillo, Perea
Noes	:	Calhoun, Duncan
Absent	:	None

MOTION NO. 33 (PUBLIC WORKS) - APPROPRIATE FUNDS TO CREATE A PLAN TO CONVERT MCKENZIE INTO A BOULEVARD

Acting President Castillo encouraged Councilmember Ronquillo to place the project in the CIP budget with Councilmember Ronquillo stating direction was given last year to include funds in the budget.

A motion of Councilmember Ronquillo, seconded by Councilmember Boyajian, to appropriate funds to create a plan to convert McKenzie into a Boulevard failed, by the following vote:

Ayes	:	Boyajian, Ronquillo
Noes	:	Calhoun, Castillo, Duncan, Quintero, Perea
Absent	:	None

MOTION NO. 35 (PUBLIC WORKS) - MATCH THE \$15,000 RAISED IN PRIVATE FUNDS IN FY 02 FOR FULTON MALL ART RESTORATION

Councilmember Ronquillo clarified funding would come from the enterprise fund.

On motion of Councilmember Ronquillo, seconded by Councilmember Boyajian, duly carried, RESOLVED, the above entitled Motion No. 35 hereby approved, by the following vote:

Ayes	:	Boyajian, Quintero, Ronquillo, Perea
Noes	:	Calhoun, Castillo, Duncan
Absent	:	None

MOTION NO. 46 - PROVIDE \$40,000 TO CURE FOR IN-FILL HOUSING NEEDS

On motion of Councilmember Ronquillo, seconded by President Perea, duly carried, RESOLVED, the above entitled Motion No. 46 hereby approved by the following vote:

Ayes : Boyajian, Quintero Ronquillo, Perea
 Noes : Calhoun, Castillo, Duncan
 Absent : None

ADD ON MOTION - QUINTERO/RONQUILLO - APPROPRIATE \$30,000 FROM THE GENERAL FUND TO PROVIDE FUNDING TO OPEN AND MAINTAIN THE CALWA PARK POOL TO PROVIDE A NECESSARY RECREATIONAL SERVICE TO THE CHILDREN OF SOUTHEAST FRESNO

Councilmember Ronquillo spoke in support of the issue. Councilmember Calhoun spoke in opposition stating this was not the City of Fresno, it would set a bad precedent, and Calwa's Parks Department was responsible for funding. Councilmember Quintero urged support stressing this was the only pool in the community, commented on the deeding of Calwa Park to Fresno and advised he would be addressing the Board and ask for a long range plan for the pool, and along with City Attorney Montoy and a Parks and Recreation staff member responded to questions of Acting President Castillo relative to the status of the deeding (**8 - 0**), liability issues, and if staff was in discussions with the Calwa board. Councilmember Boyajian spoke in support of the issue and presented questions relative to liability being an issue and how it would be dealt with, with Councilmember Quintero responding and Ms. Montoy stating approval could be subject to an appropriate contract limiting the city's liability, which was accepted by Councilmember Quintero. Councilmember Ronquillo stated if surveyed it would be shown that 80% to 90% of the user-ship would be by Fresno residents.

On motion of Councilmember Quintero, seconded by Councilmember Ronquillo, duly carried, RESOLVED, \$30,000 to be appropriated from the general fund to provide funding to open and maintain the Calwa pool, *subject to a contract limiting the City of Fresno's liability*, by the following vote:

Ayes : Boyajian, Castillo, Duncan, Quintero, Ronquillo, Perea
 Noes : Calhoun
 Absent : None

MOTIONS THAT INITIATE A BUDGET CUT AND TRANSFER TO ANOTHER CITY APPROPRIATION AND MISCELLANEOUS MOTIONS WITH UNKNOWN FISCAL IMPACT

MOTION NO. 8 (PUBLIC UTILITIES) - ELIMINATE PROPOSED HUMAN RESOURCE ANALYST

On motion of President Perea, seconded by Councilmember Duncan, duly carried, RESOLVED, the above entitled Motion No. 8 hereby approved, by the following vote:

Ayes : Boyajian, Castillo, Quintero, Ronquillo, Perea
 Noes : Calhoun, Duncan
 Absent : None

MOTION NO. 9 (PUBLIC UTILITIES) - ELIMINATE THE PROPOSED 8% WATER INCREASE AND 9.5% SOLID WASTE (RESIDENTIAL) RATE INCREASES (DISCUSSED AGAIN LATER AFTER MOTION NO. 31)

Brief discussion ensued on the need to debate the issue and make legal implications know. Upon the request of Councilmember Calhoun, City Attorney Montoy stated assuming all the information and numbers in the Controller's memo raising concerns on a default of a bond covenant were correct the City could be in a default situation and could affect the City's bond ratings and elaborated. Councilmember Duncan commented on his original motion and encouraged Council to vote no. Councilmember Ronquillo commented on his "no" vote on the surface water treatment plant issue because it would be paid by the taxpayers and spoke in support of the motion. President Perea stated he did not know if rates needed to be raised or belts had to be tightened citing the \$428,000 in salary increases, clarified the Controller stated something *may* happen -- not *will happen*, and spoke in support of eliminating the increases citing the impact to residents.

Controller Quinto clarified the convention center debt service fund was a lease type bond backed the general fund and this particular solid waste debt issue was not backed by the general fund, advised the convention center debt did not have the type of bond covenant associated with it as this one did, stated she would not have issued her memo if she were not truly concerned adding the issue was a reality, and stated after a vote is taken the continuing disclosure requirements she had would require her to start the process of the technical default.

On motion of President Perea, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the above entitled Motion No. 9 hereby approved, by the following vote:

Ayes	:	Castillo, Quintero, Ronquillo, Perea
Noes	:	Boyajian, Calhoun, Duncan
Absent	:	None

MOTION NO. 10 (TRANSPORTATION - AIRPORTS) - REFER THREE POSITIONS IN AIRPORTS CONTINGENCY TO SUBCOMMITTEE TO DETERMINE FURTHER CONSIDERATION
BUDGET COMMITTEE RECOMMENDATION: ELIMINATE THE THREE POSITIONS; STAFF TO RETURN TO COUNCIL WITH SOURCE OF THIS FUNDING AND POTENTIAL USES/OPTIONS

On motion of Councilmember Calhoun, seconded by President Perea, duly carried, RESOLVED, the above entitled Motion No. 10 as recommended by the Budget Committee hereby approved, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

MOTION NO. 11 (TRANSPORTATION - AIRPORTS) - REFER THE ISSUE OF AIRPORT OVERTIME TO THE BUDGET SUBCOMMITTEE FOR REVIEW
BUDGET COMMITTEE RECOMMENDATION: STAFF TO REDUCE OVERTIME AS MUCH AS POSSIBLE AND PROVIDE QUARTERLY STATUS REPORTS TO COUNCIL FOR ONE YEAR (FY 03) EXPLAINING OVERTIME

Acting President Castillo clarified the overtime numbers were due in part to 9/11 and asked for updates every three months and for overtime not to exceed \$250,000.

On motion of Councilmember Calhoun, seconded by President Perea, duly carried, RESOLVED, the above entitled Motion No. 11 hereby approved, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

MOTION NO. 15 (CITY CLERK) - REMOVE THE SPCA CONTRACT AND OVERSIGHT FROM THE DEPARTMENT; CITY MANAGER TO DETERMINE LOCATION

Upon question of Councilmember Ronquillo, President Perea advised the city manager would determine the location for the contract and oversight.

On motion of Councilmember Duncan, seconded by Acting President Castillo, duly carried, RESOLVED, the above entitled Motion No. 15 hereby approved, by the following vote:

Ayes	:	Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	Boyajian
Absent	:	None

MOTION NO. 21 (PARKS & RECREATION) - STAFF TO EXAMINE USE OF PRIVATE MAINTENANCE CONTRACTOR AT SELMA LAYNE PARK FOR UP TO 5 YEARS WITH ANY SAVINGS TO BE MOVED IN ZOO MAINTENANCE

Acting President Castillo requested the motion state *5 years and no less*, with Councilmember Duncan responding *up to 5 years* was agreed upon and anything else would come back to Council for approval.

A motion of Councilmember Duncan, seconded by Acting President Castillo, to direct staff to examine the use of a private maintenance contractor at Selma Layne Park for up to 5 years with any savings to be moved in zoo maintenance *failed*, by the following vote:

Ayes	:	Castillo, Duncan,
Noes	:	Boyajian, Calhoun, Quintero, Ronquillo, Perea
Absent	:	None

MOTION NO. 25 (ISD) - REDUCE ISD'S TRAVEL AND CONFERENCE \$40,000 BUDGET TO \$15,000, WITH THE BALANCE TO BE PUT INTO TRAVEL CONTINGENCY WITH COUNCIL APPROVAL REQUIRED

On motion of Councilmember Calhoun, seconded by Councilmember Duncan, duly carried, RESOLVED, the above entitled Motion No. 25 hereby approved, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

MOTION NO. 27 (ISD) - DELETE THE \$440,000 RECOMMENDED FOR REORGANIZATION PENDING THE DEPARTMENT RETURNING TO COUNCIL IN MID-YEAR IF THE NEED TO RAISE RATES ARISES

President Perea clarified his motion was to delete the \$440,000 for the reorganization thus reducing ISD's charges to departments pending the department coming back to Council to request funds if needed at a later time, i.e mid-year.

On motion of President Perea, seconded by Acting President Castillo, duly carried, RESOLVED, the above entitled Motion No. 27 hereby approved, by the following vote:

Ayes	:	Boyajian, Castillo, Quintero, Perea
Noes	:	Calhoun, Duncan, Ronquillo
Absent	:	None

MOTION NO. 31 (MAYOR) - \$200,000 FROM MAYOR'S "FRIENDSHIP GAMES" TO BE MOVED TO SOCIAL SERVICES FUNDING (FOR A TOTAL OF \$700,000)

President Perea stated if the motion does not pass there would be an amendment to consider moving the funds to cover the \$1.7 million deficit.

On motion of President Perea, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the above entitled Motion No. 31 hereby approved, by the following vote:

Ayes	:	Castillo, Quintero, Ronquillo, Perea
Noes	:	Boyajian, Calhoun, Duncan
Absent	:	None

BACK TO MOTION NO. 9 (PUBLIC UTILITIES) - ELIMINATE THE PROPOSED 8% WATER INCREASE AND 9.5% SOLID WASTE (RESIDENTIAL) RATE INCREASES (CONTINUED FROM EARLIER)

City Attorney Montoy stated a serious decision was made and she disagreed with Controller Quinto's statement that as a result of the vote this date the disclosure requirement was triggered and explained, and added in her opinion nothing had been submitted by the Controller that would require the disclosure as of this date and to do so would not be the wisest thing to do until there was more clarification and work to determine at what date the disclosure is required. City Manager Hobbs stated clarification was needed on what the date would be with Ms. Montoy stating more information was necessary from the Controller on the bond covenant. Controller Quinto stated she would contact the city's financial advisor who had previously given advice on when the disclosure requirement would be triggered, and clarified the point she was trying to make was given public utilities' appropriation levels versus the rate structure there could be a situation where it is the intent of Council to default on that covenant.

MOTION NO. 34 (PUBLIC WORKS) - ALLOCATE \$358,000 FOR TREE TRIMMING TO STREET MAINTENANCE

Upon question of Councilmember Quintero, a staff member clarified three employees and their equipment would be moved to public works.

On motion of Acting President Castillo, seconded by President Perea, duly carried, RESOLVED, the above entitled Motion No. 34 hereby approved, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

MOTION NO. 36 (GENERAL CITY PURPOSE) - DEFUND THE SOUTHWEST FRESNO PROJECTS IN THE AMOUNT OF \$67,000 AND RETURN IT TO CDBG FOR DISCUSSION

On motion of Councilmember Calhoun, seconded by President Perea, duly carried, RESOLVED, the above entitled Motion No. 36 hereby approved, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Perea
Noes	:	Ronquillo
Absent	:	None

MOTION NO. 38 (CITY CLERK) - ALLOCATE \$40,000 TO THE CITY CLERK'S BUDGET FOR PROPERTY TO BE USED FOR THE CITY'S RECORDS CENTER

Councilmember Calhoun clarified the cost would be charged back to all departments. Councilmember Ronquillo stated all the \$40,000 did not have to be spent stating he felt there were other places that could compete.

On motion of Councilmember Calhoun, seconded by Councilmember Duncan, duly carried, RESOLVED, the above entitled Motion No. 38 hereby approved, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Duncan, Quintero, Ronquillo, Perea
Noes	:	None
Absent	:	None

MOTION NO. 40 (CITY COUNCIL) - ELIMINATE VACANT TEMPORARY ADMINISTRATIVE CLERK POSITION IN 8TH BUDGET AND DIVIDE SALARY AND BENEFIT SAVINGS AMONG THE SEVEN COUNCIL DISTRICTS

Councilmember Ronquillo requested the position be filled immediately if it is not eliminated. Brief discussion ensued on the history of the position.

A motion of Councilmember Calhoun, seconded by Councilmember Duncan, to eliminate the vacant temporary Administrative Clerk position in 8th budget and divide salary and benefit savings among the seven council districts *failed*, by the following vote:

Ayes	:	Calhoun, Duncan, Ronquillo
Noes	:	Boyajian, Castillo, Quintero, Perea
Absent	:	None

MOTION NO. 41 (CITY COUNCIL) - ELIMINATE EXECUTIVE ANALYST POSITION EFFECTIVE 12/31/02; SALARY AND FRINGE TO BE PLACED IN THE 8TH BUDGET WITH THE NEXT COUNCIL TO DECIDE HOW THE FUNDS SHOULD BE SPENT; DUTIES OF THIS POSITION TO BE SENT TO 2ND SENIOR SECRETARY POSITION

A motion of Councilmember Calhoun, seconded by Councilmember Duncan, to eliminate the Executive Analyst position effective 12/31/02, with salary and fringe to be placed in the 8th budget with the next council to decide how the funds should be spent, and the duties of the position to be sent to the 2nd Senior Secretary *failed*, by the following vote:

Ayes	:	Calhoun, Duncan, Ronquillo
Noes	:	Boyajian, Castillo, Quintero, Perea
Absent	:	None

MOTION NO. 42 (CITY COUNCIL) - RESCIND THE 15% CAP ON SOCIAL SERVICES FUNDING IN THE INFRASTRUCTURE BUDGETS

A motion of Councilmember Quintero, seconded by Acting President Castillo, to rescind the 15% cap on social services funding in the Council infrastructure budgets *failed*, by the following vote:

Ayes	:	Castillo, Quintero
Noes	:	Boyajian, Calhoun, Duncan, Ronquillo, Perea
Absent	:	None

MOTION NO. 43 (CITY COUNCIL) - ISD BILLING CHARGES TO (*REFLECT NO MORE THAN A 17% INCREASE IN COUNCIL BUDGETS*) TO BE HELD TO 17% PENDING THE MID YEAR BUDGET REVIEW, *as amended*

Acting President Castillo clarified he wanted to hold the increase to 17% until the mid year budget review wherein funds would be released if needed. Councilmember Boyajian recommended an amendment that any increase to Council's budget be assessed, with Acting President Castillo accepting.

On motion of Acting President Castillo, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the above entitled Motion No. 43 hereby approved, *as amended*, to hold the increase to 17% pending the mid year budget review with any increase to Council budgets being assessed by Council, by the following vote:

Ayes	:	Boyajian, Castillo, Quintero, Ronquillo, Perea
Noes	:	Calhoun, Duncan
Absent	:	None

MOTION NO. 44 (H.E.C.D.) - \$150,000 OF EDC BUDGET TO BE PLACED IN CONTINGENCY PENDING MID-YEAR BUDGET REVIEW; EDC TO COME TO COUNCIL WITH A MID-YEAR BUSINESS PLAN

On motion of Acting President Castillo, seconded by Councilmember Quintero, duly carried, RESOLVED, the above entitled Motion No. 44 hereby approved, by the following vote:

Ayes : Boyajian, Castillo, Quintero, Ronquillo, Perea
Noes : Calhoun, Duncan
Absent : None

MOTION NO. 47 (CVB - CONVENTION AND VISITORS BUREAU) - FUND THE CVB AT THE SAME LEVEL AS FY 2002 (\$827,300)

Upon question of President Perea, Councilmember Quintero stated the same performance measures would be in place for the funding.

A motion of Councilmember Quintero, seconded by Councilmember Ronquillo, to fund the CVB at the same level as FY 2002 (\$827,300) *failed*, by the following vote:

Ayes : Boyajian, Quintero, Ronquillo
Noes : Calhoun, Castillo, Duncan, Perea
Absent : None

MOTION NO. 48 (CVB - CONVENTION AND VISITORS BUREAU) - RENEW THE CVB CONTRACT FOR THREE (3) MONTHS AT WHICH POINT IT WILL BE REVIEWED AND AN (*ALTERNATE*) FINAL PLAN WILL BE DECIDED UPON, PENDING THE REVIEW OF STAFF'S FIVE (5) PROPOSALS, *as amended*

Councilmember Duncan amended the motion to indicate a *final* plan and not necessarily an *alternate* plan.

On motion of Councilmember Duncan, seconded by Councilmember Calhoun, duly carried, RESOLVED, the above entitled Motion No. 48 hereby approved, as amended, by the following vote:

Ayes : Calhoun, Castillo, Duncan, Perea
Noes : Boyajian, Quintero, Ronquillo
Absent : None

(9 - 0) President Perea advised a preliminary budget would now be assembled and sent to the Mayor. Upon question of Councilmember Calhoun, Controller Quinto advised the two preliminary options to fill the \$1.7 million shortfall included (1) a proposal to FPOA for a 3% pension contribution in lieu of the 3% cost of living adjustment which would save the general fund approximately \$1.2 million in FY 03, and (2) a formalized/better plan on how ISD's costs are spread and charged throughout all city departments which would result in a decrease of charges to the general fund in the amount of over \$700,000.

BUDGET CORRECTIONS MEMO - CONTROLLER QUINTO

Ms. Quinto advised the \$35,000 over statement in the Parks expenditures and the \$250,000 over statement in general fund revenues (transferred from parking funds) would be brought back with staff's list of suggestions.

Ms. Quinto advised a motion and second was made relative to cost of living adjustment for Council which had not been acted upon, whereupon the following action was taken:

MOTION (CITY COUNCIL) - PLACE FUNDS INTO COUNCIL CONTINGENCY BUDGET FOR POSSIBLE COST OF LIVING ADJUSTMENT PENDING SUPPORT OF THE CIVIL SERVICE BOARD

On motion of Councilmember Boyajian, seconded by Councilmember Calhoun, duly carried, RESOLVED, the above entitled motion hereby approved, by the following vote:

Ayes	:	Boyajian, Calhoun, Castillo, Quintero
Noes	:	Duncan, Ronquillo, Perea
Absent	:	None

Councilmember Calhoun expressed concern relative to what the \$2.3 million added back for neighborhoods would do to the \$1.7 million shortfall, with Ms. Quinto and Mr. Hobbs responding. President Perea stated that was why a preliminary budget was passed and it would be coming back to Council for a final vote. Relative to the \$2.3 million President Perea stated he would be looking at public works' capital budget for those monies as there was \$156 million in carry-over and he felt the funds would not be hard to find.

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ADJOURNMENT

There being no further business to bring before the Council, the hour of 5:41 p.m. having arrived and hearing no objections, President Perea declared the meeting adjourned.

APPROVED on the _____ day of _____, 2002.

_____ Henry Perea, Council President		_____ Yolanda Salazar, Assistant City Clerk
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